

UNITED STATES BANKRUPTCY COURT

Eastern District of California

Honorable Robert S. Bardwil
Bankruptcy Judge
Sacramento, California

March. 22. 2016 at 10:00 a.m.

INSTRUCTIONS FOR PRE-HEARING DISPOSITIONS

1. Matters resolved without oral argument:

Unless otherwise stated, the court will prepare a civil minute order on each matter listed. If the moving party wants a more specific order, it should submit a proposed amended order to the court. In the event a party wishes to submit such an Order it needs to be titled 'Amended Civil Minute Order.'

If the moving party has received a response or is aware of any reason, such as a settlement, that a response may not have been filed, the moving party must contact Nancy Williams, the Courtroom Deputy, at (916) 930-4580 at least one hour prior to the scheduled hearing.

2. The court will not continue any short cause evidentiary hearings scheduled below.

3. If a matter is denied or overruled without prejudice, the moving party may file a new motion or objection to claim with a new docket control number. The moving party may not simply re-notice the original motion.

4. If no disposition is set forth below, the matter will be heard as scheduled.

1.	15-29805-D-13	ENEDINA CHAVEZ-WILLIAMS	MOTION TO VALUE COLLATERAL OF
	CLH-1		SPRINGLEAF FINANCIAL SERVICES,
			INC.
			2-11-16 [15]

Final ruling:

The matter is resolved without oral argument. This is the debtor's motion to value the secured claim of Springleaf Financial Services, Inc. at \$0.00, pursuant to § 506(a) of the Bankruptcy Code. The creditor's claim is secured by a junior deed of trust on the debtor's residence and the amount owed on the senior encumbrance exceeds the value of the real property. No timely opposition has been filed and the relief requested in the motion is supported by the record. As such, the court will grant the motion and set the amount of Springleaf Financial Services, Inc.'s secured claim at \$0.00 by minute order. No further relief will be afforded. No appearance is necessary.

2. 15-29306-D-13 ROSALIO/ROSA MENDOZA CONTINUED OBJECTION TO
RDG-1 CONFIRMATION OF PLAN BY RUSSELL
D. GREER
1-15-16 [17]

3. 15-28909-D-13 WESLEY OBERMAN MOTION TO CONFIRM PLAN
EWG-2 2-9-16 [41]

4. 11-27612-D-13 SAMUEL/SHARON DUBEA MOTION FOR SUGGESTION OF DEATH,
EJS-1 MOTION FOR SUBSTITUTION AS THE
REPRESENTATIVE FOR OR SUCCESSOR
TO THE DECEASED DEBTOR AND/OR
Final ruling: MOTION FOR CONTINUED
ADMINISTRATION OF THE CASE
2-4-16 [54]

The matter is resolved without oral argument. The court's records indicate that no timely opposition has been filed and the relief requested in the Motion for Substitution as the Representative for or Successor to the Deceased Debtor; and for Continued Administration of the Case is supported by the record. As such the court will grant the motion. Moving party is to submit an appropriate order. No appearance is necessary.

5. 16-20225-D-13 ESTELLE YANCEY MOTION TO DISMISS CASE AND/OR
UST-1 MOTION TO IMPOSE ONE-YEAR BAR
2-4-16 [12]

6. 15-29427-D-13 VICKIE JACKSON MOTION TO CONFIRM PLAN
HLG-1 2-5-16 [27]
7. 15-23828-D-13 SHERYL HUDSON MOTION TO CONFIRM PLAN
WW-5 1-29-16 [124]
8. 15-27844-D-13 KHEVIN TRAN MOTION FOR RELIEF FROM
APN-1 AUTOMATIC STAY
NISSAN MOTOR ACCEPTANCE 2-22-16 [58]
CORPORATION VS.

Final ruling:

This matter is resolved without oral argument. This is Nissan Motor Acceptance Corporation's ("Nissan") motion for relief from automatic stay. The court records indicate the debtor has filed a statement of non-opposition. The motion along with the supporting pleadings demonstrate that there is no equity in the subject property and Nissan's interest in the property is not adequately protected. Accordingly, the court finds there is cause for granting relief from stay and as the debtor has filed a statement of non-opposition, the court will grant relief from stay and waive FRBP 4001(a)(3) by minute order. There will be no further relief afforded. No appearance is necessary.

9. 12-30064-D-13 CAROLYN FREEL CONTINUED MOTION FOR
PGM-4 COMPENSATION FOR PETER G.
MACALUSO, DEBTOR'S ATTORNEY
1-19-16 [96]

10. 15-29775-D-13 CLIFTON/CONCEPCION MOTION TO AVOID LIEN OF
CRG-1 GAYOTIN AMERICAN EXPRESS BANK
2-4-16 [19]

Final ruling:

The matter is resolved without oral argument. The court's records indicate that no timely opposition has been filed and the relief requested in the motion is supported by the record. The court finds the judicial lien described in the motion impairs an exemption to which the debtors are entitled. As a result, the court will grant the debtors' motion to avoid the lien. Moving party is to submit an appropriate order. No appearance is necessary.

11. 14-31086-D-13 CORINTHIAN JONES MOTION TO MODIFY PLAN
PGM-2 2-5-16 [67]

Final ruling:

The relief requested in the motion is supported by the record and no timely opposition to the motion has been filed. Accordingly, the court will grant the motion by minute order and no appearance is necessary. The moving party is to lodge an order confirming the plan, amended plan, or modification to plan, and shall use the form of order which is attached as Exhibit 2 to General Order 05-03. The order is to be signed by the Chapter 13 trustee approving its form prior to the order being submitted to the court.

12. 14-31998-D-13 YOLANDA BURGIN CONTINUED MOTION TO MODIFY PLAN
PGM-1 12-3-15 [77]

13. 15-29805-D-13 ENEDINA CHAVEZ-WILLIAMS CONTINUED OBJECTION TO
RDG-1 CONFIRMATION OF PLAN BY RUSSELL
D. GREER
2-12-16 [19]

14.	16-20823-D-13	JOHN/KELLY COSTAMAGNA FMB-1 FARMERS AND MERCHANTS BANK OF CENTRAL CALIFORNIA VS.	CONTINUED MOTION FOR RELIEF FROM AUTOMATIC STAY AND/OR MOTION TO CONFIRM TERMINATION OR ABSENCE OF STAY 2-23-16 [9]
15.	16-20141-D-13	ROLAND/ANNA BALDERAS RDG-2	OBJECTION TO CONFIRMATION OF PLAN BY RUSSELL D. GREER 2-29-16 [21]
16.	16-20059-D-13	LEY NGAR RDG-1	OBJECTION TO CONFIRMATION OF PLAN BY RUSSELL D. GREER
17.	16-21276-D-13	GRAYLING WILLIAMS CLH-1	MOTION TO IMPOSE AUTOMATIC STAY 3-4-16 [9]

18. 16-20083-D-13 RUBEN SALAS
AP-1
OBJECTION TO CONFIRMATION OF
PLAN BY WELLS FARGO BANK, N.A.
3-2-16 [29]
19. 16-20083-D-13 RUBEN SALAS
PPR-1
OBJECTION TO CONFIRMATION OF
PLAN BY U.S. BANK, N.A.
3-2-16 [26]
20. 16-20083-D-13 RUBEN SALAS
RDG-1
OBJECTION TO CONFIRMATION OF
PLAN BY RUSSELL D. GREER
2-29-16 [23]